

Message

From: Engelman-Lado, Marianne [marianne.engelman-lado@yale.edu]
Sent: 8/1/2018 4:28:16 AM
To: McGhee, Debra [mcghee.debra@epa.gov]
CC: Stein, Jonathan [Stein.Jonathan@epa.gov]; Rhines, Dale [rhines.dale@epa.gov]; Jonathan J. Smith [jjsmith@earthjustice.org]; Leah Aden [LAden@naacpldf.org]; Yumehiko Hoshijima [yhoshijima@earthjustice.org]; Carol Guerrero [cguerrero@naacpldf.org]
Subject: Follow Up
Attachments: Map for Tour 07 31 18.pdf; Stone's Throw satellite 07 31 18.pdf; Stone's Throw Topo 07 31 18.pdf; Filing.pdf

Debra,

This email is intended to follow up on our conversations today.

First, we meant to make sure you had seen coverage of the recent bribery trial in Alabama. See, for example, https://www.al.com/news/birmingham/index.ssf/2018/07/verdict_reached_in_federal_bri.html; https://www.al.com/news/birmingham/index.ssf/2018/07/we_are_a_forgotten_community.html. As you may already know, for many the case affirms grounds for distrust in environmental protection in the state.

Second, attached please find the amended complaint in Ex. 5 Personal Privacy (PP) *Advanced Disposal*, filed July 27, 2018. See particularly paragraphs 33-43, which raise serious questions about whether and how excessive leachate disposal in the Tallassee Sewer Stabilization Pond has contributed to Tallassee's inability to process wastewater, causing adverse impacts downstream. To be clear, Ex. 6 Personal Privacy (PP) is not a civil rights case and does not raise civil rights claims. We mention it because the investigation by plaintiffs has revealed that Advanced Disposal has (allegedly) been dumping leachate well in excess of limits prescribed in a leachate agreement with Tallassee. Their findings raise a host of questions for ADEM about whether ADEM knew or should have known that Advanced Disposal was engaged in these practices and that they were having these negative impacts. Given the string of citations dating back to 2012 that we shared with you this morning related to Tallassee's water system, did ADEM do an independent analysis of the problem? Should it have looked into the quality or quantity of the leachate? Did ADEM look into the leachate issues before approving the new permit?

Attached please also find copies of the two maps that we shared this morning along with the third map, as promised, which zooms out, showing the location of the wastewater treatment plant.

We look forward to seeing you at 9 am at the AME Zion Church.

Best,

Marianne

Marianne Engelman Lado

Ex. 6 Personal Privacy (PP)

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